IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO.4762 OF 1997
IN
CIVIL WRIT PETITION NO.3826 OF 1993

Shri Vishwanath Shivram God — Applicant
Vs.
The State of Maharashtra & ors. — Respondents

Mr.G.N.Salunke for applicant.
Mr.P.M.Patil, AGP for State.

CORAM: B.H.MARLAPALLE & D.B.BHOSALE,JJ.

March 27, 2006.

P.C.

. Heard. Writ Petition No.3826 of 1993 came to be dismissed in default on 3/2/1995 and, therefore, this application was filed for restoration of the same. The application was dismissed in default on 18/7/1998 and on the same date it came to be restored on an oral application. On 13/2/2006 this Court passed an order directing the respondents to inform whether the land under acquisition was in possession of the acquiring body and today the Residential Naib Tahsildar, Tal. Vita, Dist.Sangli has filed an affidavit stating that the award in respect of the subject land i.e. Gat No.771 admeasuring 56 Ares was passed on 25th March 1994. However, on account of the interim order passed by this Court on 28th October 1993, the possession of the land could not be taken and it remained with the petitioner.

. Hence the delay condoned subject to payment of cost quantified at Rs.500/- to be remitted to the Maharashtra State Legal Services Authority within a period of two weeks from today.

. The application is allowed in terms of prayer clause (a).

(D.B.BHOSALE,J.) (B.H.MARLAPALLE,J.)